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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 05-00262 WHA
	)	
Plaintiff,	)	[PROPOSED] ORDER AND STIPULATION
	)	EXCLUDING TIME FROM JUNE 14, 2005
v.	)	TO JULY 6, 2005 FROM THE SPEEDY
	)	TRIAL ACT CALCULATION
ADRIANA B. CRUZ,	)	(18 U.S.C. § 3161(h)(8)(A))
	)	
Defendant.	)	

The parties appeared before the Court on June 14, 2005. With the agreement of the parties, and with the consent of the defendant, the Court enters this order scheduling a status hearing date of July 6, 2005, at 2:00 p.m., before the Honorable William H. Alsup, and documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), from June 14, 2005 to July 6, 2005. The parties agreed, and the Court found and held, as follows:

1. The defendant agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny both government and defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and would deny the defendant and the government continuity of counsel.

2. Given these circumstances, the Court found that the ends of justice served by excluding

STIPULATION AND ORDER  
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1 the period from June 14, 2005 to July 6, 2005, outweigh the best interest of the public and the  
2 defendant in a speedy trial. Id. § 3161(h)(8)(A).

3 3. Accordingly, and with the consent of the defendant, the Court ordered that the period from  
4 June 14, 2005 to July 6, 2005, be excluded from Speedy Trial Act calculations under 18 U.S.C. §  
5 3161(h)(8)(A) & (B)(iv).

6 4. The Court scheduled a status hearing date of July 6, 2005, at 2:00 p.m., before the  
7 Honorable William H. Alsup.

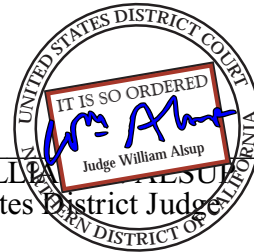
8 IT IS SO STIPULATED.

9  
10 DATED: \_\_\_\_\_ /S/  
11 CHRISTINE S. WATSON  
12 Special Assistant United States Attorney

13 DATED: \_\_\_\_\_ /S/  
14 RONALD C. TYLER  
15 Attorney for Adriana B. Cruz

16 IT IS SO ORDERED.

17 DATED: July 8, 2005  
18 HON. WILLIAM H. ALSUP  
19 United States District Judge  
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee of the Office of the United States Attorney for the Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned further certifies that she caused a copy of:

**ORDER AND STIPULATION SETTING HEARING DATE AND EXCLUDING TIME  
FROM JUNE 14, 2005 TO JULY 6, 2005 FROM THE SPEEDY TRIAL ACT  
CALCULATION (18 U.S.C. § 3161(h)(8)(A))**

to be served this date on the party(ies) in this action,

Via Hand Delivery

**RONALD TYLER  
Assistant Federal Public Defender  
450 Golden Gate Avenue, 19<sup>th</sup> Floor  
San Francisco, CA 94102**

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: July 7, 2005

\_\_\_\_\_  
Ponly J. Tu  
Legal Assistant (Immigration)  
U.S. Attorney's Office